

**JUDGE'S SONS  
TO DEFEND HIS  
BAN ON PRESS**

"I'll Turn Them Loose on  
Newton D. Baker," Says  
Kentucky Jurist.

TEST COMING THURSDAY

Knoxville News-Sentinel to  
Attack 'Gag Order' in  
Court of Appeals.

BY FOSTER EATON  
United Press Staff Correspondent

MONT. STERLING, Ky., Jan. 6.—A Kentucky bluegrass circuit judge who reared two sons as attorneys has called upon them to defend him in a state appellate court action in which opposing counsel will be led by a former secretary of war, a potential presidential candidate.

"I spent a lot of money educating those boys to be lawyers and I'm going to turn them loose upon Newton D. Baker," Judge Henry R. Prewitt of Montgomery county circuit court here said today in discussing his plans for defense of a now famous court order against the Knoxville News-Sentinel.

"I'm not sure I can get away for the hearing at Frankfort tomorrow," Judge Prewitt explained.

Seek to Nullify Order

"I am trying a murder case here now and it all depends upon how that trial progresses. It would mean the loss of half a day at a cost of \$250 to the county if I went over there."

Thursday, Baker is scheduled to argue before Chief Justice Richard Priest Dietzman of the Kentucky court of appeals, for a writ of prohibition to nullify Judge Prewitt's order excluding any representative of the News-Sentinel from his court here because of the paper's editorial policy.

Allen Prewitt of Frankfort, a graduate of Princeton, and Reid Prewitt, University of Kentucky graduate, will represent their father in the action, which the News-Sentinel regards as involving constitutional rights of freedom of the press and which the jurist considers "a plain case of contempt of court—nothing more."

Judge Prewitt today issued an order reversing, on a technicality, his Monday exclusion order against Jack Bryan, a Knoxville News-Sentinel correspondent, but he left in effect his general order barring all News-Sentinel representatives from his court.

A hearing will be held at Frankfort Thursday on an appeal action against this general disbarment.

Confident of Counsel

The News-Sentinel published several editorials in comment upon the Harlan county labor war murder cases heard by Judge Prewitt, one of which Judge Prewitt held was "libelous, slanderous and false." He ruled that until retried he would bar all News-Sentinel staff reporters, particularly John T. Moutoux and Jack Bryan.

Judge Prewitt expressed full confidence in the legal ability of his sons to defend him in the Frankfort action. He said he could think of no constitutional grounds upon which the News-Sentinel could attack successfully in the appellate court his lower court dictum.

Years ago, Judge Prewitt attended Transylvania college, later went west, studied law in Kansas, was admitted to the bar, returned to Kentucky and became chairman of the Democratic state executive committee, as well as circuit judge.

Newton Baker on Way

By United Press  
CLEVELAND, Jan. 6.—Newton D. Baker will leave at midnight tonight for Frankfort, Ky., where he will appear Thursday before the Kentucky court of appeals in behalf of the Knoxville (Tenn.) News-Sentinel, which is seeking reversal of an order of Circuit Judge Henry Prewitt, barring the newspaper's representatives from his court at Mt. Sterling.

**HOLD NEGRO LEGGERS**

Police Say They Sold Poison Hooch  
From Which Man Died.

Suspected of having sold poisoned liquor which caused the death of one man and another to become insane, two Negroes were held by police today on blind tiger and vagrancy charges.

They are John Reynolds, 46, and Will Meadows, 60, both of 1620 Boulevard Place. Police said a quantity of liquor was confiscated at the place. A sample was sent to city chemists for analysis.

Arrests resulted from investigation of the death of George Overton, Negro, 146 West Eighteenth street, recently, and of Jacob Van Blericum, 1711 North Capitol avenue, becoming insane from liquor.

**SHERIFFS WILL MEET**

Congressional District Chairmen  
Will Be Named Here.

Chairmen for each of Indiana's new congressional districts are to be chosen at the Indiana Sheriffs' Association meeting at the Marion county jail at 6 p. m. tonight.

Sheriff Charles (Buck) Sumner of Marion county is completing arrangements for the affair, and will be host to sixteen sheriffs from various parts of the state.

New officers of the association, headed by Fred G. Lutz, Allen county, president, will attend. Dinner will be served at 6 followed by a business session at which the chairmen will be selected.

**SUGGESTS VETERAN AID**

Indianapolis Doctor Says Disabled  
Should Occupy Hospitals.

Greater use of private-owned hospitals by the government to avoid additional competition by new veterans' institutions was urged by Edward D. Clark, retiring Indianapolis Medical Society president, at the society's inaugural meeting Tuesday night at the Marott.

**Dutch Treat**

That's Way to Buy Drinks  
and Stay Temperate,  
Says Brewer Busch.

By United Press  
ST. LOUIS, Jan. 6.—August A. Busch, proponent of beer for prosperity's sake, revealed himself today as a staunch advocate of the "Dutch treat" system of buying drinks.

The elderly president of Anheuser-Busch, Inc., blamed the American custom of "buying a drink for the other fellow so he will buy a drink for you" for much pre-prohibition drunkenness.

"The European system—popularly known as the 'Dutch treat'—should become an American custom if beer comes back," he said.

"When a man buys his own drinks he is more moderate. The American custom of round after round caused intoxication, and gave the prohibitionists one of their strongest weapons."

Busch, a genial figure, still clings to the sideboards of the nineties.

"I don't know when, but beer is coming back—there is no other way out," he asserted emphatically.

Busch advocates "beer parlors," open certain hours daily.

**QUIZ BEGUN ON  
STATE REFUGE**

Charities Board Will Probe  
Children's Home.

Investigation into reported improper management of the Soldiers' and Sailors' home for children at Knightstown was launched today by John A. Brown, secretary of the state charities board.

Brown said his investigation is based on information received from Leslie A. Courtney, home superintendent. He said he was not informed of charges made by H. H. Evans, state representative, to Governor Harry G. Leslie.

Leslie received affidavits from Evans, with whom he has been conducting a letter-writing battle on state affairs, that children were beaten and mistreated at the home, and smoked in violation of regulations.

The Governor sent the affidavits to Courtney. Signers of the wrists were A. H. Jones, discharged night watchman, and Cliff Cross, farmer, living near the home.

**FIGHT PENSION CASE**

Trustees to Appeal \$14,850  
Award to Fireman.

An appeal will be filed in the Indiana appellate court to prevent William Stuck, former city fireman, from collecting a \$14,850 judgment, awarded Tuesday by Judge Fred E. Hines of the Hamilton county circuit court at Noblesville.

This was announced today by James E. Deery and Merle N. A. Walker, attorneys for Indianapolis fireman's pension fund.

Stuck was a fireman in 1908 and 1910, won his case in the Hamilton circuit court, after it had been taken from Marion county superior court three on a change of venue. The suit, to recover back pension, was filed here in September, 1928.

Pension fund trustees maintain that Stuck never was entitled to a pension because he did not remain on the force a full ninety-day period, compulsorily before admission to full standing.

**ALARMED OVER BRIAN**

Paris' Anxiety Persists Despite As-  
surance Illness Is Minor.

By United Press

PARIS, Jan. 6.—Anxiety over the health of Foreign Minister Aristide Briand continued today despite official assurances that the 69-year-old statesman was not seriously ill but merely weakened by a diet prescribed for his recent poor condition.

Washington officials are reported to have probed the affair, but no statement has been made concerning what was determined by them.

Members of a Danville (Ind.) American Legion post, who were at the roadside during the alleged fracas, never appeared in municipal court for the trials.

**GUN BLAST SPOILS  
COPS TETE-A-TETE**

Ingenuity, when it interferes with the duty of enforcing laws, has no place in the Indianapolis police department. This was the edict today.

Two officers, said to have a propensity to violate regulation methods, were suspended by Chief Mike Morrissey, after he probed details of their latest invention.

Patrolmen Fred Staggs and Charles Reardon, according to the chief, had found a way to eat their supper together in the Blue Hour barbecue while they were supposed to be on duty in a radio cruising car.

They entered the barbecue on West Sixteenth street at the supper hour Tuesday night.

One carried the loud speaker taken from the radio in the rear of the cruising car. The other carefully held the wire of the speaker and the police shotgun, carried as emergency equipment.

The loud speaker, placed on a

# The Indianapolis Times

INDIANAPOLIS, WEDNESDAY, JANUARY 6, 1932

Entered as Second-Class Matter  
at Postoffice, Indianapolis, Ind.

**ALL EVIDENCE  
VANISHES; DRY  
SLEUTH FREED**

Witnesses Fail to Appear,  
When Delay After Delay  
Is Granted.

**GUN COUNT DISMISSED**

Drunkenness and Disorderly  
Conduct Charges Also  
Are Lost.

Delays and vanishing witnesses have wiped out the state's case against Patrick Currie, federal dry agent, who, it was alleged, was drunk and disorderly when he shot up the Happy Hour barbecue Oct. 15.

Since the morning more than two and a half months ago when the dry operative was arrested, county prosecuting officials have been unable to obtain witnesses or evidence in the case.

The final chapter in the case was written Tuesday afternoon, when Currie was discharged by Wilbur Royse, special municipal judge, on a charge of drawing a deadly weapon. This third and last count against Currie was dropped because of "lack of evidence."

Arrested on Three Charges

When deputy sheriffs arrived at the barbecue on the Rockville road, early Oct. 15, their investigation resulted in Currie's arrest on counts of drunkenness, disorderly conduct and the weapon charge.

That day the case was continued until Oct. 30. On the latter date it was postponed to Nov. 20 and then to Dec. 2.

Currie failed to appear in court Dec. 2 and his superiors in the federal prohibition department assured that he would be there the next time. He was. That was Dec. 4 and the case was continued to Dec. 30.

When the case was called on the last date, Ed Kassenbrock, deputy sheriff, was the sole witness. Kassenbrock explained that Currie had been "drinking," but was not staggering drunk."

Charge Is Dismissed

With no other witnesses, Royse dismissed the drunk and disorderly counts, and continued the weapon allegation hearing until Tuesday afternoon.

Again Kassenbrock held the stage as the lone supporter of the state. But this time he had nothing to offer. He had arrived at the roadside after the smoke had cleared, and all he knew was Currie had a revolver in his possession.

"Since Currie," Royse said, "apparently is a government prohibition agent, he has the authority to be armed."

Royse, when he continued the case into the new year, did so, he stated, under the impression that witnesses would be in court to support the charge that Currie drew his revolver and fired several times during his altercation at the barbecue.

Kassenbrock, however, said he was unable to locate the signer of the weapon affidavit in Danville. None of the roadhouse operators or employees appeared in court, and Tuesday was learned they had not been subpoenaed.

Kassenbrock's team mate on the case, deputy Gilbert Thomas, did not appear Dec. 30, when he was reported to be ill. Tuesday no explanation was given for his absence.

Currie's alleged outburst at the roadhouse, which started over a gasoline purchase, did not result in any action by Charles Britt, editor of prohibition administrator of Indiana.

Washington officials are reported to have probed the affair, but no statement has been made concerning what was determined by them.

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**POCAHONTAS HEADS TO  
BE INSTALLED TONIGHT**

Great and Past Chiefs to Be  
in Charge of Ceremony.

Great chiefs and past chiefs of the Degree of Pocahontas will install officers of Pocahontas Council, No. 350, at the lodge rooms, North street and Capitol avenue, tonight.

Mrs. Llewellyn Brown, retiring Pocahontas, will be succeeded by Mrs. J. E. Neale Paris. Others to take office are:

Pearl Cavanaugh, Mrs. P. Tobst, Clovis Nichols, drill captain; Hazel Blue, pianist; Bertha Green, keeper of records; Blanch Chew, collector of wampum; Josephine Corbin, keeper of wampum, and May Ray, district deputy.

Fancy dress by Chief Anderson company of Anderson will be a feature of the program. Members and friends of the order have been invited to attend.

Bitter Loot

BEDFORD, Ind., Jan. 6.—Mrs. W. W. Roosbaugh placed a large quantity of quinine in a bottle of milk after repeated thefts. Shortly afterwards the bitter milk was stolen.

Police told Sheaffer that Ward's breath smelled of liquor and that an empty bottle was found in his car.

Sheaffer dismissed the charges of drunkenness and drunken driving.

ing and withheld judgment on a charge of failure to give a police car right of way.

After hearing several witnesses testify today that Glenn Mitchell, 613 North East street, accountant, was driving crashed into two other cars, Dec. 27, Municipal Judge William H. Sheaffer of charge of drunkenness and drunken driving.

Ward, an employee of the Lincoln Refining Company, produced six witnesses who testified he was not drunk when his car was struck by the police squad car at Sixteenth street and Broadway.

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